



## UNITED STATES PATENT AND TRADEMARK OFFICE

#5

Commissioner for Patents, Box 90-1  
United States Patent and Trademark Office  
Washington, D.C. 20591-9000  
www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO
10/049,178	Anthony J. Hilgemann	120671,90018
INTERNATIONAL APPLICATION NO		
PCT/US98/25610		
IA FILING DATE		PRIORITY DATE
12/03/1998		

Keith M Baxter  
Quarles & Brady  
411 East Wisconsin Avenue  
Milwaukee, WI 53202

**CONFIRMATION NO. 7849**  
**371 FORMALITIES LETTER**



\*OC00000008753066\*

Date Mailed: 09/10/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

RECEIVED:	9-16-02
RESPONSE DUE:	11-10-02

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9116

**PART 1 - ATTORNEY/APPLICANT COPY**

U S APPLICATION NUMBER NO	INTERNATIONAL APPLICATION NO	ATTY DOCKET NO
10/049,178	PCT/US98/25610	120671.90018

FORM PCT/DO/EO/905 (371 Formalities Notice)

OCT 21 2002

PTO/SB/17 (11-01)

Approved for use through 10/31/2003 OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 65.00)

## Complete if Known

Application Number	PCT/US98/25610
Filing Date	December 3, 1998
First Named Inventor	Anthony J. Hilgemann
Examiner Name	
Group Art Unit	
Attorney Docket No.	120671.90018

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

Deposit Account Number	17-0055
Deposit Account Name	Quarles & Brady LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fees(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$ 0.00)	

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims		-20** =	= \$0.00
Independent Claims		-3*** =	= \$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claim's over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 0.00)

\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		\$65.00
1051 130	2050 65	Surcharge - late filing fee or oath	
1151 50	2252 25	Surcharge - late provisional filing fee or cover sheet	
1053 120	151 130	New English specification	
1812 2,520	1812 2,520	Filing a request for ex parte reexamination	
1304 920	1504 920*	Requesting publication of SIR prior to Examiner action	
1305 1,840	1840 1,840*	Requesting publication of SIR after Examiner action	
1251 110	1251 55	Extension for reply within first month	
1252 400	1252 210	Extension for reply within second month	
1253 920	1253 460	Extension for reply within third month	
1254 1,440	1254 720	Extension for reply within fourth month	
1255 1,960	1255 930	Extension for reply within fifth month	
1401 320	1401 160	Notice of Appeal	
1402 320	1402 160	Filing a brief in support of an appeal	
1403 280	1403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	1452 55	Petition to revive - unavoidable	
1453 1,280	1453 640	Petition to revive - unintentional	
*151 1,280	1501 640	Utility issue fee (or reissue)	
1502 460	2502 230	Design issue fee	
*503 628	2503 310	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
*806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	1201 40	Recording each patent assignment per property (times number of properties)	
1809 740	1209 270	Filing a submission after final rejection (37 CFR § 1.129(a))	
*810 740	1210 270	For each additional invention to be examined (37 CFR § 1.129(b))	
*801 740	1201 370	Request for Continued Examination (RCE)	
*802 900	1202 900	Request for expedited examination or a design application	
Other fee (specify)		SUBTOTAL (3)	(\$ 65.00)

\*Reduced by Basic Filing Fee Paid

SUBMITTED BY			
Name (Print Type)	Terri S. Flynn	Registration No (Attorney/Agent)	41,756
Signature		Telephone	(414) 277-5229

Complete if applicable

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



10/21/2002  
USPTO REC'D POM 10 21 OCT 2002

I hereby certify that this correspondence is being deposited with the United States Postal Services on the date set forth below as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date of Signature  
and Deposit:

Terri S. Flynn

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Anthony J. Hilgemann, et al.  
Serial No.: PCT/US98/25610  
Filed: December 3, 1998  
For: APPARATUS AND METHOD FOR THE  
MANUFACTURE OF REDUCED AND LOW FAT  
PASTA FILATA CHEESE  
Group Art Unit: --  
Examiner: --

Commissioner For Patents  
Washington, D.C. 20231

TRANSMITTAL LETTER

Dear Sir:

In the matter of the above-identified case and in response to the September 10, 2002 Notification of Missing Requirements, Applicants enclose an executed declaration and a copy of the Notice.

Applicants have enclosed a Fee Transmittal sheet indicating that the small entity fee of \$65.00 should be paid from Deposit Account 17-9065. No other fees are believed necessary to enter this Declaration. However,

10/24/2002 SMAJARRO 00000085 170055 10049178

01 FC:2617 65.00 CH

If other fees are necessary, please charge my credit  
Account 17-0066.

Respectfully submitted,

Anthony J. Hilgemann, et al.

October 15, 2002

By: \_\_\_\_\_

Terri S. Flynn  
Req. No. 41,756  
Quarles & Brady LLP  
411 East Wisconsin Avenue  
Milwaukee, WI 53202-4497  
(414) 277-5229